IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE ELEVENTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 9290 of 2004

Between:

D.Sai Lakshmi W/o D.Somasekhara Reddy H.No.18-98, Main Road,
Dhawaleshwaram Village & Mandal East Godavari Dist

... PETITIONER

AND

1 The Government of AP. rep. by its Commissioner Prohibition & Excise,

Nampally, Hyderabad
2 The Superintendent, Prohibition & Excise Kakinada, East Godavari Dist
3 The Inspector of Prohibition & Excise Rajahmundry, East Godavari District
4 The Dhawaleswaram Gram Panchayathi rep. by its Secretary Dhawaleswaram

Village & Mandal, East Godavari District
5 Yedla Mahalaxmi W/o Srinivasa Rao
D.No.11-59, Car Steet, Dhawaleswaram , East Godavari District

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or direction or directions, writ or writs, particularly one in the nature of "WRIT OF MANDAMUS" and declare the action of the respondents 1 to 3 in proposing to issue her licence under IL 17 in Favour of 5th respondent without considering the objections raised by the petitioner and other local people is illegal, arbitrary, against the provision of Excise Act and Rules thereunder, consequently direct the respondents not to issue any licence under IL 17 in favour of 5th respondent to open a bar in H.No.18-96 , Dhawaleswaram village, East Godavari District , without considering the objections raised by the local people

Counsel for the Petitioner: MR.K.L.N.SWAMY

Counsel for the Respondents 1 to 3: GP FOR PROHIBITION & EXCISE

Counsel for the Respondent No.4: MR DAMMALAPATI SRINIVAS
Counsel for the Respondent No.5: NONE APPEARED

The Court made the following order:

ORDER:

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Learned counsel for the petitioner submits that the subject matter of the writ petition has become infructuous as the bar licence under IL 17 was already granted in favour of the contesting respondent.

Recording the above submission the writ petition is accordingly dismissed as having become infructuous. No costs.

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V. ESWARAIAH, J

April 11, 2005

Dsk

To

1 The Commissioner Prohibition & Excise, Government of AP.

Nampally, Hyderabad
2 The Superintendent, Prohibition & Excise Kakinada, East Godavari Dist
3 The Inspector of Prohibition & Excise Rajahmundry, East Godavari District
4 The Secretary, Dhawaleswaram Gram Panchayathi Dhawaleswaram

Village & Mandal, East Godavari District

5 Two CCs to GP For Prohibition & Excise, High Court Buildings, Hyderabad

(OUT)

Two CD Copies.